



The Complaint was originally filed publicly in the Northern District of Texas, and was sealed at some point either by Plaintiff upon filing, the Northern District of Texas prior to *sua sponte* transfer of the case by that court to this Court, or this Court upon receipt of the transferred action. Defendants respectfully submit that permanent sealing of the contents of the Complaint is essential to preserve the privacy and security interests of individuals. “A party’s privacy or proprietary interest in information sometimes overcomes the interest of the public in accessing the information.” Adigun v. Express Scripts, Inc., Civil Action No. 2:16-cv-39, 2017 U.S. Dist. LEXIS 124067 at \*2 (S.D. Ga. Aug. 7, 2017). Certain information contained in the Complaint is highly sensitive, with serious implications for the privacy and security of individuals, and as such far outweighs any common-law right of access to judicial proceedings.<sup>2</sup> The disclosure of such information violates Georgia and Texas law, as well as this Court’s rules. Accordingly, Defendants respectfully request that the Court: (1) permanently keep the contents of the Complaint under seal; and (2) direct Plaintiff to review and comply with Georgia law and the rules of this Court when filing pleadings and other materials, including but not limited to this Court’s Local Rules and Administrative Procedures.

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<sup>2</sup> Defendants would be willing to elaborate further on these points, or to provide citations to specific portions of the Complaint where this highly sensitive information is contained, in an *in camera* hearing before the Court or through such other means as the Court may direct.

Respectfully submitted this 1<sup>st</sup> day of July 2022.

**HUNTER, MACLEAN, EXLEY & DUNN, P.C.**

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**CERTIFICATE OF SERVICE**

The undersigned certifies that on the 1<sup>st</sup> day of July, 2022, the foregoing MOTION TO FILE COMPLAINT PERMANENTLY UNDER SEAL was electronically filed with the Clerk of Court using the CM/ECF system and that such filing was sent electronically using the CM/ECF system to the following and by first class mail to:

Michael Moates  
6004 Oakland Bend Drive #116  
Fort Worth, Texas 76112  
[mike@behaviormed.org](mailto:mike@behaviormed.org)

Respectfully submitted this 1<sup>st</sup> day of July 2022.

**HUNTER, MACLEAN, EXLEY & DUNN, P.C.**

/s/SHAWN A. KACHMAR

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